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Chief of Enforcement
2 AMY BISSON HOLLOWAY
Senior Commission Counsel
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Commission Counsel
4 FAIR POLITICAL PRACTICES COMMISSION
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5 Sacramento, CA 95814
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6
7 Attorneys for Complainant
8

9 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
10 STATE OF CALIFORNIA
11

12 In the Matter of)	FPPC No.: 2000/135
)	
)	STIPULATION, DECISION and
14 BARSTOW COLLEGE FACULTY)	ORDER
ASSOCIATION,)	
)	
)	
16 Respondent.)	

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18 Complainant, Executive Director of the Fair Political Practices Commission, Mark Krausse, and
19 Respondent, Barstow College Faculty Association, hereby agree that this Stipulation will be submitted
20 for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

21 The parties agree to enter into this Stipulation to resolve all factual and legal issues raised in this
22 matter and to reach a final disposition without the necessity of holding an administrative hearing to
23 determine the liability of Respondent.

24 Respondent understands, and hereby knowingly and voluntarily waives, any and all procedural
25 rights set forth in sections 83115.5 and 11503 of the Government Code, and in section 18361 of Title 2
26 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear
27 at any administrative hearing held in this matter, to be represented by an attorney at Respondent's own
28 expense, to personally appear in any administrative hearing held in this matter, to confront and cross-

1 examine all witnesses testifying at the hearing, to subpoena witnesses to testify at the hearing and to
2 have an impartial administrative law judge preside over the hearing as a hearing officer.

3 It is further stipulated and agreed that Respondent violated the Political Reform Act by making
4 campaign contributions in a name other than Respondent's true name, in violation of section 84301 of
5 the Government Code (19 counts) as described in Exhibit 1, attached hereto and incorporated by
6 reference as though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in this
7 matter.

8 Respondent agrees to the issuance of the Decision and Order, which is attached hereto.
9 Respondent also agrees to the Commission imposing upon it an administrative penalty in the amount of
10 thirty-two thousand nine hundred dollars (\$32,900). A cashier's check from Respondent in the amount
11 of eleven thousand five hundred dollars (\$11,500), made payable to the "General Fund of the State of
12 California," is submitted with this Stipulation as partial payment of the administrative penalty, and shall
13 be held by the State of California until the Commission issues its Decision and Order regarding this
14 matter. The parties have further agreed that Respondent will pay the remaining penalty of twenty-one
15 thousand four hundred dollars (\$21,400) as follows: ten thousand five hundred dollars (\$10,500) by
16 cashier's check on May 1, 2002; and ten thousand nine hundred dollars (\$10,900) by cashier's check on
17 November 1, 2002. Respondent's debt of twenty-one thousand four hundred dollars is guaranteed by a
18 Guaranty Agreement with California Teacher's Association. The parties, Respondent and Complainant,
19 agree that in the event the Commission refuses to accept this Stipulation, it shall become null and void,
20 and within fifteen (15) business days after the Commission meeting at which the Stipulation is rejected,
21 all payments tendered by Respondent in connection with this Stipulation shall be reimbursed to
22 Respondent. Respondent further stipulates and agrees that in the event the Commission rejects the
23 Stipulation and a full evidentiary hearing before the Commission becomes necessary, neither any
24 member of the Commission, nor the Executive Director, shall be disqualified because of prior
25 consideration of this Stipulation.

26
27 Dated: _____

Mark Krausse
Executive Director
Fair Political Practices Commission

1
2 Dated: _____

3 _____
4 Barstow College Faculty Association, Respondent

5 By: _____
6 (Type or Print Name)

7 Dated: _____

8 _____
9 Laurence S. Zakson
10 Reich, Adell, Crost & Cvitan
11 Attorneys for Barstow College Faculty Association

12
13 **DECISION AND ORDER**

14 The foregoing stipulation of the parties “In the Matter of Barstow College Faculty Association,
15 FPPC No. 2000/135,” including all attached exhibits, is hereby accepted as the final decision and order
16 of the Fair Political Practices Commission, effective upon execution below by the Chairman.

17
18 IT IS SO ORDERED.

19 Dated: _____

20 _____
21 Karen A. Getman, Chairman
22 Fair Political Practices Commission

1 examine all witnesses testifying at the hearing, to subpoena witnesses to testify at the hearing and to
2 have an impartial administrative law judge preside over the hearing as a hearing officer.

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22 Respondent. Respondent further stipulates and agrees that in the event the Commission rejects the
23 Stipulation and a full evidentiary hearing before the Commission becomes necessary, neither any
24 member of the Commission, nor the Executive Director, shall be disqualified because of prior
25 consideration of this Stipulation.

26
27 Dated: 11/26/01



Mark Krausse
Executive Director
Fair Political Practices Commission

1
2 Dated: MAR. 16, 2001

Wilford Wiseman
Barstow College Faculty Association, Respondent
By: Wilford Wiseman, its President
(Type or Print Name)

5 Dated: 11/16/01

Laurence S. Zakson
Reich, Adell, Crost & Cvitan
Attorneys for Barstow College Faculty Association

8
9 **DECISION AND ORDER**

10 The foregoing stipulation of the parties "In the Matter of Barstow College Faculty Association,
11 FPFC No. 2000/135," including all attached exhibits, is hereby accepted as the final decision and order
12 of the Fair Political Practices Commission, effective upon execution below by the Chairman.

13 IT IS SO ORDERED.

14
15 Dated: _____

16 Karen A. Getman, Chairman
17 Fair Political Practices Commission
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